

24.01.2024

DL.47

Court No.29

(AD)

(Allowed)

C.R.M. (A) 5022 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Dhubulia** Police Station Case No.**437 of 2023** dated **02.09.2023** under Sections **341/323/325/353/379/34** of the Indian Penal Code, 1860 (G.R. Case No.2708 of 2023).

And

In the matter of: **Sujat Mridha**

....petitioner.

Mr. Surajit Basu

Mr. Rudraksha Chattopadhyay

Mr. Sagtnik Bhattacharyya

...for the petitioner.

Mr. Biudyut Kumr Roy,

Ms. Sujata Das

... for the State.

Case diary does not show that the petitioner was present at the place and time of occurrence of the incident.

In such circumstances, we grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a Bond of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the Arresting Officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a month till the conclusion of the investigation and on condition that the petitioner shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the

anticipatory bail granted without further reference to this Court.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 5022 of 2023 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)